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| APPLICATION NUMBER | FILING OR 371 (c) DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|------------------------|-----------------------|------------------------|
| 10/614,312         | 07/07/2003             | W. John Gardenier     | 1442.041               |

CONFIRMATION NO. 8270

FORMALITIES LETTER



\*OC00000012206168\*

3405  
HESLIN ROTHENBERG FARLEY & MESITI PC  
5 COLUMBIA CIRCLE  
ALBANY, NY 12203

Date Mailed: 03/29/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- A substitute specification in compliance with 37 CFR 1.52, 1.121(b)(3), and 1.125, is required. The specification, claims, or abstract page(s) submitted is not acceptable and cannot be scanned or properly stored because:
  - Papers must be legibly written either by a typewriter or mechanical printer in permanent ink or its equivalent in portrait orientation on flexible, strong, smooth, non-shiny, durable, and white paper. Application papers must be presented in a form having sufficient clarity and contrast between the paper and the writing thereon to permit the direct reproduction of readily legible copies in any number by use of photographic, electrostatic, photo-offset, and microfilming processes and electronic reproduction by use of digital imaging and optical character recognition. Pages 1-30 (copy marks appear at the bottom of each page) are not in compliance with 37 CFR 1.52(a).
- Replacement drawings in compliance with 37 CFR 1.84 and 37 CFR 1.121 are required. The drawings submitted are not acceptable because:

08/10/2004 WABDELRI 00000051 10614312 65.00 DP  
01 FC:2051

- The drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. (5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch). See Figures(s) 4.

**SUMMARY OF FEES DUE:**

Total additional fee(s) required for this application is **\$65** for a Small Entity

- **\$65** Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

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*A copy of this notice **MUST** be returned with the reply.*



Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

**Response To Notice To File Missing Parts Of Application  
Filing Date Granted (PTO-1533)(Small Entity)**

Docket No.  
**1442.041**

In Re Application Of:

**W. JOHN GARDENIER**

Application No.  
**10/614,312**

Filing Date  
**07/07/2003**

Examiner  
**To Be Assigned**

Customer No.  
**23405**

Group Art Unit  
**3753**

Confirmation No.  
**8270**

Invention:

**SYSTEMS, METHODS, AND VALVES FOR PROVIDING PRESSURIZED WATER TO A PLURALITY OF  
WATER JETS IN A BATHING ENCLOSURE**

Mail Stop Missing Parts

COMMISSIONER FOR PATENTS:

This is a response to the Notice to File Missing Parts of Application - Filing Date Granted (PTO-1533) mailed on  
March 29, 2004  
Date

Enclosed herewith for filing are the following:

- ☒ A copy of the Notice to File Missing Parts of Application - Filing Date Granted (PTO-1533). **(REQUIRED)**
- ☐ An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date.
- ☒ A properly signed oath or declaration in compliance with 37 CFR 1.63.
- ☐ An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date.
- ☐ A verified English translation of the non-English language application papers as originally filed. It is requested that this translation be used as the copy for examination purposes in the United States Patent and Trademark Office.
- ☒ \_\_\_\_\_ verified small entity declaration(s)
  - ☐ is/are attached.
  - ☒ was/were filed on 07/07/2003
- ☐ A separate request for refund.
- ☐ Other (list):

08/10/2004 WABDELRI 00000051 10614312

02 FC:2253

475.00 DP

**Response To Notice To File Missing Parts Of Application**  
**Filing Date Granted (PTO-1533)(Small Entity)**

Docket No.  
1442.041

In Re Application Of:

AUG 09 2004

W. JOHN GARDENIER

Application No.  
10/614,312

Filing Date  
07/07/2003

Examiner  
To Be Assigned

Customer No.  
23405

Group Art Unit  
3753

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Invention:

**SYSTEMS, METHODS, AND VALVES FOR PROVIDING PRESSURIZED WATER TO A PLURALITY OF WATER  
IN A BATHING ENCLOSURE**

TO THE COMMISSIONER FOR PATENTS:

Mail Stop Missing Parts

☒ Completion of application fees as calculated below:

☐ Utility application filing fee

☐ Design application filing fee

☐ Total number of independent claims =

☐ Total number of claims =

☐ Multiple dependent claims

☒ Surcharge for late payment of filing fee and/or late filing of original declaration or oath **\$65.00**

☐ Petition and fee for filing by other than all the inventors or a person not the inventor

☐ Fee for processing an application filed with a non-English language specification

☐ Fee for processing and retention of application

Total completion of application fees **\$65.00**

This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the above-identified Notice to File Missing Parts of Application. The requested extension is as follows (check time period desired). If an additional time extension is required, please consider this a petition therefor.

☐ One month ☐ Two months ☒ Three months ☐ Four months ☐ Five months

from: **May 29, 2004**

Date

until: **August 29, 2004**

Date

Total time extension fees **\$475.00**

Total fees due **\$540.00**

**Response To Notice To File Missing Parts Of Application**  
**Filing Date Granted (PTO-1533) (Small Entity)**

Docket No.  
**1442.041**

In Re Application Of:

**W. JOHN GARDENIER**

Application No.  
**10/614,312**

Filing Date  
**07/07/2003**

Examiner  
**To Be Assigned**

Customer No.  
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Invention:

**SYSTEMS, METHODS, AND VALVES FOR PROVIDING PRESSURIZED WATER TO A PLURALITY OF WATER  
IN A BATHING ENCLOSURE**

**TO THE COMMISSIONER FOR PATENTS:**

**Mail Stop Missing Parts**

The fee of **\$540.00** is to be paid as follows:

- ☒ A check in the amount of the fee is enclosed.
- ☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. **08-1935**
- ☐ If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No. **08-1935**

*Signature*

Dated: **August 6, 2004**

**John Pietrangelo, Registration No.: 39,331**  
**Heslin Rothenberg Farley & Mesiti P.C.**  
**5 Columbia Circle**  
**Albany, New York 12203**  
**Tel.: (518) 452-5600**  
**Fax: (518) 452-5579**

I certify that this document and fee is being deposited  
on **August 6, 2004** with the U.S. Postal Service as  
first class mail under 37 C.F.R. 1.8 and is addressed to the  
Commissioner for Patents, P.O. Box 1450, Alexandria, VA  
22313-1450.

*Signature of Person Mailing Correspondence*

**John Pietrangelo**

*Typed or Printed Name of Person Mailing Correspondence*

cc: